

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

RECEIVED

JUL 09 2008

Name of Applicant City of Garden City Phone (208) 472-2903Post Office address City Hall, 6015 Glenwood St., Garden City, ID 83714-1317WATER RESOURCES
WESTERN REGION

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☒ Add diversion point(s) ☒ Change place of use☐ Change nature of use ☐ Change period of use ☐ Other _____2. Describe the reason for the proposed changes The applicant seeks to replace Well No. 1 with a well in a different 40-acre tract and correctly describe the points of diversion serving the integrated City system. The transfer application will also update the water right records to reflect the City's most current service area.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
63-2872	8/04/1951	1.15 cfs	Municipal	1/1 to 12/31
63-2895	2/13/1952	1.50 cfs	Municipal	1/1 to 12/31
63-3124	2/28/1958	3.56 cfs	Municipal	1/1 to 12/31
63-7805	6/01/1973	1.11 cfs	Municipal	1/1 to 12/31
63-8005	7/10/1974	4.80 cfs	Municipal	1/1 to 12/31
63-9134	6/27/1978	1.43 cfs	Municipal	1/1 to 12/31
63-9136	7/01/1978	1.38 cfs	Municipal	1/1 to 12/31
63-10270	10/18/1984	3.10 cfs	Municipal	1/1 to 12/31
63-11487	10/08/1990	4.50 cfs	Municipal	1/1 to 12/31

2. Total amount of water being transferred 22.53 cubic feet per second and/or _____ acre-feet per annum.3. Source of water Ground Water tributary to _____

4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
5		SW	NE	5	3N	2E	Ada	Well No. 1 (Proposed New Well Location)
		SE	NE	5	3N	2E	Ada	Well No. 2
		SE	NE	5	3N	2E	Ada	Well No. 4
14		SE	NE	31	4N	2E	Ada	Well No. 5
8		SE	SW	32	4N	2E	Ada	Well No. 3
1		NE	SE	23	4N	1E	Ada	Well No. 9
1		SE	SE	24	4N	1E	Ada	Well No. 7
4		NE	NW	25	4N	1E	Ada	Well No. 6
		NE	SE	26	4N	1E	Ada	Well No. 8
		NE	NE	27	4N	1E	Ada	Well No. 10

5. Place of use:

Municipal use within the service area of the City of Garden City, as described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h) .

The data comprising the proposed digital boundary is included with this application on a CD-ROM disk.

PART 1

6. General Information:

- a. Description of diversion system Existing wells, pumps, pressurized system
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
 _____ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
No change
- d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And the said application is hereby _____, subject to the following conditions:

Witness my hand this _____ day of _____, 20_____.

 For the Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED See attached SRBA claim recommendations for water right nos. 63-2872, 63-2895, 63-63-3124, 63-7806, 63-8005, 63-9134, 63-9136 and 63-10270. The applicant has requested the issuance of a water right license for water right permit 63-11487 prior to the processing of this application. A copy of the *Beneficial Use Field Report* for permit no. 63-11487 is attached. Answers to Part 2, items 2, 9 and 10 apply to all nine water rights.

1. Right as evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☐ Warranty Deed

☒ Other current owner of record

3. Source of water _____ tributary to _____

4. Date or priority _____

5. Water is used for the following purposes:

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right _____ cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Tw	Rge	County	Local name for diversion

8. Lands irrigated or place of use:

Tw	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total Acres _____

9. Describe any other water rights used for the same purpose as described above None

PART 2

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No _____ If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total Acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

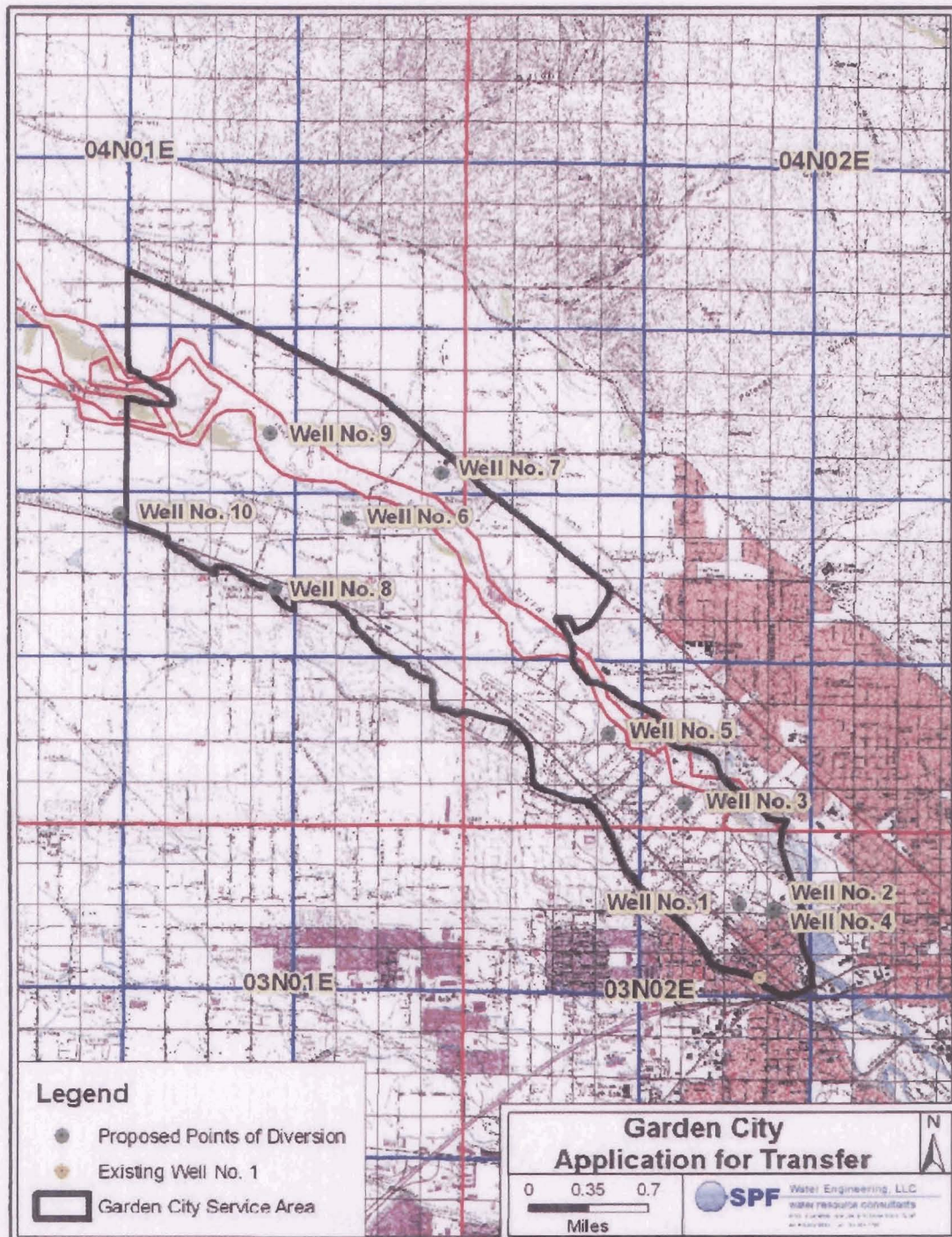
Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total Acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for the rights described in part 1. Clearly depict the land by section, township and range number.



PART 3**B. CHANGES IN NATURE OF USE**

1.	<u>New Nature of Use</u>	<u>Amount(cfs/af-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
				to _____
				to _____

Quantity and quality of return flows and location of discharge: _____

2. Describe effects on other water uses resulting from the proposed change: _____

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Robert E. Reed

(Signature of Applicant)

Subscribed and sworn to before me this 13th day of June, 20 08

Pamela J. Thompson

(Notary Public)

My commission expires 9/17/2011

FOR DEPARTMENT USE ONLYTransfer contains 6 pages and 1 attachmentsReceived by DB Date 7-9-08 Protest filed by _____Prelim. Check by SC Fee \$1,310-Received by DB / W036704 Date 7-9-08

Published in _____ Copies of protest forwarded by _____

Pub. Dates _____ Hearing held by _____ Date _____

Watermaster recommendations requested on _____ Recommended for ☐ approval ☐ denial

_____ received _____ by _____

Copy of transfer sent to lien holder _____

12/14/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-2872

NAME AND ADDRESS: CITY OF GARDEN CITY
CITY HALL
6015 GLENWOOD ST
GARDEN CITY ID 83714-1347

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 1.150 CFS

PRIORITY DATE: 08/04/1951

POINT OF
DIVERSION: T03N R02E S5 SWSE Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
MUNICIPAL	1/01 12/31	1.150 CFS

PLACE OF USE:

Place of use is within the service area of the City of Garden City municipal water supply system as provided for under Idaho Law.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Attachment A
9795

12/14/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-2895
NAME AND ADDRESS: CITY OF GARDEN CITY
CITY HALL
6015 GLENWOOD ST
GARDEN CITY ID 83714-1347

SOURCE: GROUND WATER TRIBUTARY:
QUANTITY: 1.500 CFS
PRIORITY DATE: 02/13/1952

POINT OF
DIVERSION: T03N R02E S5 SENE Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
MUNICIPAL	01/01 12/31	1.500 CFS

PLACE OF USE:

Place of use is within the service area of Garden City as provided for under Idaho law. The place of use is generally described as within the city limits of Garden City and the surrounding service area.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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12/14/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-3124

NAME AND ADDRESS: CITY OF GARDEN CITY
CITY HALL
6015 GLENWOOD ST
GARDEN CITY ID 83714-1347

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 3.560 CFS

PRIORITY DATE: 02/28/1958

POINT OF
DIVERSION: T04N R02E S32 SESW Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
MUNICIPAL	1/01 12/31	3.560 CFS

PLACE OF USE:

Place of use is within the service area of the City of Garden City municipal water supply system as provided for under Idaho Law.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

12/14/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-7805
NAME AND ADDRESS: CITY OF GARDEN CITY
CITY HALL
6015 GLENWOOD ST
GARDEN CITY ID 83714-1347

SOURCE: GROUND WATER TRIBUTARY:
QUANTITY: 1.110 CFS
PRIORITY DATE: 06/01/1973

POINT OF
DIVERSION: T03N R02E S5 SENE Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
MUNICIPAL	01/01 12/31	1.110 CFS

PLACE OF USE:

Place of use is within the service area of the City of Garden City municipal water supply system as provided for under Idaho Law.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-8005

NAME AND ADDRESS: CITY OF GARDEN CITY
CITY HALL
6015 GLENWOOD ST
GARDEN CITY ID 83714-1347

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 4.800 CFS

PRIORITY DATE: 07/10/1974

POINT OF
DIVERSION: T04N R01E S23 SWNESE Within ADA County
T04N R02E S31 SENE Lot 14 Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
MUNICIPAL	1/01 12/31	4.800 CFS

PLACE OF USE:

Place of use is within the service area of the City of Garden City municipal water supply system as provided for under Idaho Law.

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

12/14/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-9134
NAME AND ADDRESS: CITY OF GARDEN CITY
CITY HALL
6015 GLENWOOD ST
GARDEN CITY ID 83714-1347

SOURCE: GROUND WATER TRIBUTARY:
QUANTITY: 1.430 CFS
PRIORITY DATE: 06/27/1978
POINT OF
DIVERSION: T04N R01E S24 SESE Lot 1 Within ADA County
PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
MUNICIPAL	01/01 12/31	1.430 CFS

PLACE OF USE:
Place of use is within the service area of the City of Garden City municipal water supply system as provided for under Idaho Law.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-9136

NAME AND ADDRESS: CITY OF GARDEN CITY
CITY HALL
6015 GLENWOOD ST
GARDEN CITY ID 83714-1347

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.380 CFS

PRIORITY DATE: 07/01/1978

POINT OF
DIVERSION: T04N R01E S25 NENW Lot 4 Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
MUNICIPAL	01/01 12/31	1.380 CFS

PLACE OF USE:

Place of use is within the service area of the City of Garden City municipal water supply system as provided for under Idaho Law.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

12/14/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-10270
NAME AND ADDRESS: CITY OF GARDEN CITY
CITY HALL
6015 GLENWOOD ST
GARDEN CITY ID 83714-1347
SOURCE: GROUND WATER TRIBUTARY:
QUANTITY: 3.100 CFS
PRIORITY DATE: 10/18/1984
POINT OF
DIVERSION: T04N R01E S26 NESE Within ADA County
PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
MUNICIPAL	01/01 12/31	3.100 CFS

PLACE OF USE:

Place of use is within the service area of the City of Garden City municipal water supply system as provided for under Idaho Law.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-11487

WATER RIGHT NUMBER: 63-11487

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CITY OF GARDEN CITY CITY HALL 6015 GLENWOOD ST GARDEN CITY, ID 83714-1347 (208)472-2903

Priority Date: 10/08/1990

Basis: **License**Status: **Active**

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
MUNICIPAL	01/01 to 12/31	4.500 CFS	
	<u>Total Diversion:</u>	4.500 CFS	

Location of Point(s) of Diversion

GROUND WATER	NE1/4NE1/4	Sec. 27, Twp 04N, Rge 01E, B.M.
ADA County		

Place of Use

MUNICIPAL SEE CONDITIONS OF APPROVAL

Conditions of Approval:

1. 124 Place of use is within the service area of the City of Garden City municipal water supply system as provided for under Idaho Law.
2. 180 A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustrative purposes.

Dates and Other Information:

Licensed Date: 1/6/2010